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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/820,444	04/08/2004	Peter Gibson	52379/DBP/R178

23363
CHRISTIE, PARKER & HALE, LLP
PO BOX 7068
PASADENA, CA 91109-7068

CONFIRMATION NO. 7159

FORMALITIES LETTER



OC000000013041436

Date Mailed: 06/23/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION
08/24/2004 WABDELR1 00000062 10820444

.01 FC:1001	770.00 OP	FILED UNDER 37 CFR 1.53(b)
.02 FC:1201	946.00 OP	
.03 FC:1202	378.00 OP	
.04 FC:1051	130.00 OP	<i>Filing Date Granted</i>

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawings must be reasonably free from erasures and must be free from alterations, overwriting, interlineations, folds, and copy marks. See Figure(s) 2b.
 - The drawings must be made on paper that has a white background (see 37 CFR 1.84 (e)). For example, drawings on graph paper, lined paper, or paper that has a non-white background are not acceptable. See Figure(s) 4,4a,4b.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$1324** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$2224** for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$1324**
 - \$946 for 11 independent claims over 3.
 - \$378 for 21 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 17, 2004.

Alex Martinez

Applicant : Peter Gibson, et al.
Application No. : 10/820,444
Filed : April 8, 2004
Title : IMPLANT MAGNET SYSTEM

Grp./Div. : 3762
Examiner : N/A

Docket No. : 52379/DBP/R178

**LETTER IN RESPONSE TO NOTICE TO
FILE MISSING PARTS OF APPLICATION**

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Post Office Box 7068
Pasadena, CA 91109-7068
August 17, 2004

Commissioner:

In response to the Notice to File Missing Parts of Application dated June 23, 2004,
enclosed are:

1. Copy of Notice to File Missing Parts of Application.
2. Check for \$2,094.00 for the filing fee and a surcharge check for \$130.00.
3. Executed Declaration and Power of Attorney.
4. 13 sheet(s) of substitute drawings in compliance with 37 C.F.R. § 1.84.
5. Certified copy of Australian Application No. 2003901696, priority of which is hereby claimed.

Application No. 10/820,444

The Commissioner is hereby authorized to charge any fees under 37 CFR 1.16 and 1.17 which may be required during the **pendency** of this application to Deposit Account No. 03-1728. Please show our docket number with any charge or credit to our Deposit Account. **A copy of this letter is enclosed.**

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

By D. Bruce Prout
D. Bruce Prout
Reg. No. 20,958
626/795-9900

DBP/aam

Enclosures: As listed

AAM PAS580050.1--08/17/04 2:22 PM



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**CORRECTION OF INFORMAL DRAWINGS AND
TRANSMITTAL OF FORMAL DRAWINGS**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Post Office Box 7068
Pasadena, CA 91109-7068
August 17, 2004

Commissioner:

Enclosed are 13 sheets of formal drawings for this application to replace the informal drawings as originally filed. Also enclosed are hi-lited and red marked up drawings showing changes made to Figs. 2a, 2b, 3, 4a, 4b, 5a, and 7b.

Respectfully submitted,
CHRISTIE, PARKER & HALE, LLP

By D. Bruce Prout
D. Bruce Prout
Reg. No. 20,958
626/795-9900